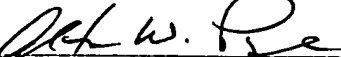


"EXPRESS MAIL" CERTIFICATE

NUMBER: EV 077 922 156 US

DATE OF DEPOSIT: January 17, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service - "Express Mail Post Office To Addressee" Service under 37 CFR 1.10 on the above indicated date and is addressed to The Commissioner of Patents and Trademarks, Washington, D.C. 20231



Signature of Depositor

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION

In re Application of:

W. Frank Little, Jr.

Serial No.: 09/ 652,648

Filed: August 31, 2000

For: DEMOUNTABLE AND
REUSABLE WALL AND
CEILING SYSTEM

§

§

§

§

§

§

§

§

§

§

Group Art Unit: 3635

Examiner: Yvonne M. Horton

Atty Docket: LIT03

PETITION

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

ATTN: Box DAC

Dear Sir:

Petition is hereby made pursuant to 35 U.S.C. §41 and 37 C.F.R. §1.137(b) for the above-styled application for failure to prosecute.

Enclosed are the following:

- (1) A statement that the delay was unintentional;
- (2) A proposed response, which response was also faxed on October 18, 2002; and

PETITION

Serial No. 09/ 652,048

Art Unit: 3635

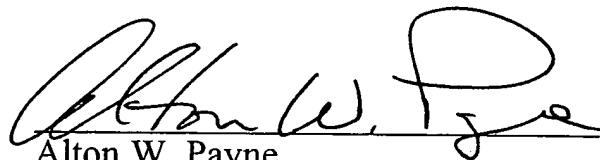
- (3) A petition fee in the amount of \$650.00 as set forth in 37 C.F.R. §1.17(m).

REMARKS

Petition is made for the above-identified application in which any delay was unintentional.

Delay in the present application was unintentional and continued prosecution of the application is respectfully requested.

Respectfully submitted,



Alton W. Payne
Reg. No. 30,580

Date: 1/17/03

5001 Bissonnet, Suite 200
Bellaire, Texas 77401
(713) 840-8008
Fax: (713) 661-6001

ALTON W. PAYNE, P.C.
ATTORNEYS AT LAW/OPERATING ACCOUNT
5001 BISSONNET, SUITE 200
BELLAIRE, TX 77401
(713) 840-8008

FROST NATIONAL BANK
MEMBER: CULLEN FROST BANKERS, INC.
WWW.FROSTBANK.COM
30-9/1140

9022

PAY

Six Hundred & Fifty + 12⁰⁰/₁₀₀ ——— Dollars ———

DATE

1/17/03

AMOUNT

\$650.00

TO THE
ORDER
OF:

Commissioner of Patents & Trademarks

ALTON W. PAYNE, P.C.

Alton W. Payne
AUTHORIZED SIGNATURE

LIT03

⑈009022⑈ ⑆114000093⑆ 560001961⑈

ALTON W. PAYNE, P.C.

9022

LIT03

Commissioner of P & TM

\$650.00

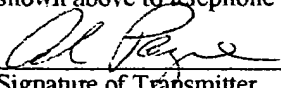
ALTON W. PAYNE, P.C.

9022

CERTIFICATION OF FACSIMILE TRANSMISSION

DATE OF TRANSMISSION: **October 18, 2002**

I hereby certify that this paper or fee is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown above to telephone number 703-308-3597 (Group Art Unit 3635 FAX).


Signature of Transmitter

ALTON W. PAYNE, J.D., Ph.D.

Attorney at Law

5001 Bissonnet, Suite 200

Bellaire, Texas 77401

Telephone: (713) 840-8008

Facsimile: 713-840-8088

Email: alwpayne@earthlink.net

Cell: 713-854-2755

FAX COVER LETTER

FROM: Sender: **Al Payne**
Our Ref: **LIT03**
Date: **October 18, 2002**

TO: Attention: **Yvonne Horton**
Company: **U.S. Patent & Trademark Office**
Your Ref.: **Serial No. 09/652,648**
Gp Art Unit:
Fax No.: **703-308⁵-3597**

No. of pages including this cover sheet: 10

WARNING


The documents accompanying this facsimile transmission contain information which is confidential or privileged. The information is for the use of the individual or entity named on this transmission sheet. Only the addressee may review its contents. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

Dear Examiner Horton,

Per our telephone conversation last week, attached are "clean" copies of the pages that were amended for the captioned patent application. The nine (9) pages submitted are 15, 47, 49, 50, 51, 52, 53, 54 and 55. Page 55 is now a blank page.

If you need a clean copy of the entire application (56 pages), please contact me and we will mail, fax or email it to you, whichever you request.

Respectfully submitted,

Al Payne 

Reg. No. 30,580

system of the present invention having elements that are bendable metal.

FIG. 21A a sectional illustration of a channelled bottom track used in association with the wall system of the present invention having a data channel.

5 FIG. 21AA a sectional illustration of another channelled bottom track used in association with the wall system of the present invention having a data channel.

10 FIG. 21AAA a sectional illustration of yet another channelled bottom track used in association with the wall system of the present invention having a data channel.

FIG. 21B is a sectional illustration of another channelled bottom track used in association with a load-bearing wall system of the present invention having a data channel.

15 FIG. 22A is a sectional illustration of another channelled bottom track used in association with a wall system of the present invention having a data channel.

FIG. 22AA is a sectional illustration of an alternate alternate embodiment of the one piece base track with a raised channel-seat for the stud.

20 FIG. 22B is a sectional illustration of another channelled bottom track used in association with a wall system of the present invention having a data channel .

25 FIG. 22C is a sectional illustration of another channelled bottom track used in association with a load-bearing wall system of the present invention having a data channel.

FIG. 23 illustrates a one-piece head track for use with one embodiment of the present invention.

The above general description and the following detailed description are merely illustrative of the generic invention, and

bottom track 2122 has flush base trim 2130 with a raised channel seat for accepting the stud 2120. As in the other embodiments, the base trim 2130 is affixed to the bottom track 2122, but not the panel 2102, for easy removal. As with the other embodiments of the present invention, treated screws
5 2104F may be used.

FIG. 21B is a sectional illustration of another channelled bottom track 2122 used in association with a load-bearing wall system of the present invention having a data channel 2122A. The bottom track 2122 has flush base trim 2130 with a raised channel seat for accepting the stud 2120. As in
10 the other embodiments, the base trim 2130 is affixed to the bottom track 2122, but not the panel 2102, for easy removal. As with the other embodiments of the present invention, treated screws 2104F may be used.

FIG. 22A is a sectional illustration of another channelled bottom track 2222 used in association with a wall system of the present invention having a
15 data channel 2222A. The bottom track 2222 has flush base trim 2230 with a raised channel seat for accepting the stud 2220. As in the other embodiments, the base trim 2230 is affixed to the bottom track 2222, but not the panel 2202, for easy removal. As with the other embodiments of the present invention, treated screws 2204F may be used.

20 FIG. 22AA is a sectional illustration of an alternate alternate embodiment of the one piece base track with a raised channel-seat for the stud.

FIG. 22B is a sectional illustration of another channelled bottom track 2222 used in association with a wall system of the present invention having a
25 data channel 2222A. The bottom track 2222 has flush base trim 2230 with a raised channel seat for accepting the stud 2220. As in the other embodiments, the base trim 2230 is affixed to the bottom track 2222, but not the panel

WHAT IS CLAIMED IS:

1 1. A demountable and reusable wall assembly for
2 partitioning a room space between an overhead and a floor
3 comprising:

4 (a) a plurality of panels having edges at the
5 extremities,

6 (b) a plurality of studs for supporting the panels,

7 (c) a plurality of long-term removeable fasteners,

8 (d) a tape, and

9 (e) a tab associated with the tape,

10 the panels are affixed to the studs at the panel

11 edges to form a seam, the long-term, removable

12 fasteners secure the adjacent panels to the studs,

13 the seam and long-term removable fasteners are

14 covered with the tape and covered with a mud

15 compound, the tape is sufficiently strong to be

16 removed, when the wall assembly is demounted,

17 the tape and the mud compound is disengaged

18 from the panels thereby exposing the long-term

19 removable fasteners such that the long-term

20 removable fasteners are easily removed and the

21 panels and studs disassembled, the heads of the

22 long-term removable fasteners are kept clean for
23 easy engagement and removal and the tape is
24 sufficiently unporous to prevent the mud
25 compound from penetrating through the tape to fill
26 the heads of the long-term fasteners.

1 2. A demountable and reusable wall assembly for
2 partitioning a room space between an overhead and a floor
3 comprising:

4 (a) a plurality of panels having edges at the
5 extremities,

6 (b) a plurality of studs for supporting the panels,

7 (c) a plurality of long-term removeable fasteners,

8 (d) a tape,

9 (e) a tab associated with the tape, and

10 (f) a releasable adhesive,

11 the panels are affixed to the studs at the panel

12 edges to form a seam, the long-term, removable

13 fasteners secure the adjacent panels to the studs,

14 the seam and long-term removable fasteners are

15 covered with the tape and covered with a mud

16 compound, the tape is sufficiently strong to be

17 removed, when the wall assembly is demounted,

18 the tape and the mud compound is disengaged

19 from the panels thereby exposing the long-term

20 removable fasteners such that the long-term

21 removable fasteners are easily removed and the

22 panels and studs disassembled, the heads of the
23 long-term removable fasteners are kept clean for
24 easy engagement and removal and the tape is
25 sufficiently unporous to prevent the mud
26 compound from penetrating through the tape to fill
27 the heads of the long-term fasteners, the panels
28 are also affixed to the studs not at the panel edges
29 using the releasable adhesive.

1 3. A demountable and reusable wall assembly for
2 partitioning a room space between an overhead and a floor
3 comprising:

4 (a) a plurality of panels having edges at the
5 extremities,

6 (b) a plurality of studs for supporting the panels,

7 (c) a plurality of long-term removeable fasteners,

8 (d) a tape,

9 (e) a tab associated with the tape, and

10 (f) a releasable adhesive,

11 the panels are affixed to the studs at the panel
12 edges to form a seam, the long-term, removable
13 fasteners secure the adjacent panels to the studs,
14 the seam and the long-term removable fasteners
15 are covered with the tape and covered with a mud
16 compound, the tape is sufficiently strong to be
17 removed, when the wall assembly is demounted
18 the tape and the mud compound is disengaged
19 from the panels thereby exposing the long-term
20 removable fasteners such that the long-term
21 removable fasteners are easily removed and the

22 panels and studs disassembled, the heads of the
23 long-term removable fasteners are kept clean for
24 easy engagement and removal and the tape is
25 sufficiently unporous to prevent the mud
26 compound from penetrating through the tape to fill
27 the heads of the long-term fasteners, further,
28 the panels are also affixed to the studs not at the
29 panel edges using the long-term, removable
30 fasteners to secure the middle portion of the panels
31 to the studs intermediate of the extremities of the
32 panel, and the long-term removable fasteners are
33 covered with the tape and covered with a mud
34 compound, the tape is sufficiently strong to be
35 removed, when the wall assembly is demounted
36 the tape and the mud compound is disengaged
37 from the panel thereby exposing the long-term
38 removable fasteners such that the long-term
39 removable fasteners are easily removed and the
40 panels and studs disassembled.

THIS PAGE BLANK (USPTO)

TRANSMISSION VERIFICATION REPORT


TIME : 10/18/2002 13:05
NAME : AL PAYNE PC
FAX : 7138408088
TEL : 7138408088
SER.# : BROH1J534067

DATE, TIME 10/18 13:03
FAX NO./NAME 17033053597
DURATION 00:02:31
PAGE(S) 10
RESULT OK
MODE STANDARD
ECM

CERTIFICATION OF FACSIMILE TRANSMISSION

DATE OF TRANSMISSION: October 18, 2002

I hereby certify that this paper or fee is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown above to telephone number 703-308-3597 (Group Art Unit 3635 FAX).


Signature of Transmitter

ALTON W. PAYNE, J.D., Ph.D.

Attorney at Law

5001 Bissonnet, Suite 200

Bellaire, Texas 77401

Telephone: (713) 840-8008

Facsimile: 713-840-8088

Email: alwpayne@earthlink.net

Cell: 713-854-2755

FAX COVER LETTER

FROM: Sender: **Al Payne**
Our Ref: **LIT03**
Date: **October 18, 2002**

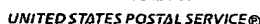
TO: Attention: **Yvonne Horton**
Company: **U.S. Patent & Trademark Office**
Your Ref.: **Serial No. 09/652,648**
Gp Art Unit: **5**
Fax No.: **703-308-3597**

No. of pages including this cover sheet: 10

WARNING

The documents accompanying this facsimile transmission contain information which is confidential or privileged. The information is for the use of the individual or entity named on this transmission sheet. Only the addressee may review its contents. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

Dear Examiner Horton,



**POST OFFICE
TO ADDRESSEE**

ORIGIN (POSTAL USE ONLY)				DELIVERY (POSTAL USE ONLY)			
PO ZIP Code		Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> Second		Flat Rate Envelope <input type="checkbox"/>		Delivery Attempt	
Date In Mo. Day Year		Time <input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM		Postage \$		Time <input type="checkbox"/> AM <input type="checkbox"/> PM	
Time In <input type="checkbox"/> AM <input type="checkbox"/> PM		Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day		Return Receipt Fee		Employee Signature	
Weight lbs. ozs.		Int'l Alpha Country Code		COD Fee		Employee Signature	
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday		Acceptance Clerk Initials		Insurance Fee		Employee Signature	
		Total Postage & Fees \$		NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday		Customer Signature	

CUSTOMER USE ONLY
METHOD OF PAYMENT:
 Express M. ☐ Fed. No. ☐ Federal Agency Acct. No. or
 Postal Service Acct. No. ☐

FR: [illegible] PHONE: 713 840 8008 TO: (PLEASE PRINT) PHONE: [illegible]

077922156 US
 1365
 Return Receipt For
 2nd Day ☐ 3rd Day
 Alpha Country Code
 3 PM
 Postage
 S

COD Fee		Insurance Fee	
Total Postage & Fees		S	

SEE REVERSE SIDE
SERVICE GUARANTEE

WARRANTY AND LIMITS

SIGNATURE OF THE POLICYHOLDER OR SIGNATURE OF THE ADDRESSEE'S EMPLOYEE

NO DELIVERY

BELL

PHONE 713 840

August 2000

SUNNET ATTORNEY AT LAW
ST STE 200
TX 76102

Federal Agency Acct. No. or
Postal Service Acct. No.

TO: (PLEASE PRINT)

Label 11-F

03A 1401-4013
Com. Box
Rate
PHONE
FOR

FOR PICKUP OR TRACKING CALL 1-800-368-5848

300-222-1811 2023

Mailing Label
Label 11-F August 2000

F02
T

9/ 51.

Customer Copy
Label 11-F August 2000

702

Date Mailed: 1/17/03 File No.: LIT03
Serial No.: 09/652,648 Due Date: _____
Applicant: W. Frank Little, Jr.
Title: Demolition & Renewable Wall & Ceiling Sys
Document(s) Enclosed: Petition
☐ New Application # of pgs. _____ ☐ Assignment
☐ Amendment/Response _____ ☐ Extension of Time
☐ Declaration & POA _____ ☐ Information Disclosure Statement
☐ Power of Attorney _____ ☒ Clean copy of Amendment
☐ Prelim. Amendment _____ ☐ Clean copy of _____
☐ Drawings # of pgs. _____ ☐ Clean copy of _____
☒ Fee: \$ 650 for Petition
☐ \$ _____ for _____

PLEASE STAMP DATE RECEIVED IN
PATENT & TRADEMARK OFFICE

Express Mail No.: EV 077-922-156 US

Date Mailed: 1/17/03 File No.: LIT03
Serial No.: 09/652,648 Due Date: _____
Applicant: W. Frank Little, Jr.
Title: Demolition & Renewable Wall & Ceiling Sys
Document(s) Enclosed: Petition
☐ New Application # of pgs. _____ ☐ Assignment
☐ Amendment/Response _____ ☐ Extension of Time
☐ Declaration & POA _____ ☐ Information Disclosure Statement
☐ Power of Attorney _____ ☒ Clean copy of Amendment
☐ Prelim. Amendment _____ ☐ Clean copy of _____
☐ Drawings # of pgs. _____ ☐ Clean copy of _____
☒ Fee: \$ 650 for Petition
☐ \$ _____ for _____

PLEASE STAMP DATE RECEIVED IN
PATENT & TRADEMARK OFFICE

Express Mail No.: EV 077-922-156 US

EV077922156US

